Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:17-19894 William Edward Walker and Carla Sue Walker

Chapter 13

#1.00

CONT. Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 78560 Saguaro Rd, La Quinta, California 92253-2410 (Motion filed 4/28/21)

From: 5/25/21,6/22/21, 8/10/21, 10/12/21, 11/16/21

MOVANT: MEB LOAN TRUST IV

EH

Docket 53

Tentative Ruling:

5/25/2021

Service: Proper **Opposition:** None

The Court is inclined to:

- -GRANT relief from stay pursuant to 11 U.S.C. § 362(d)(1)
- -GRANT relief from Rule 4001(a)(3) stay
- -GRANT requests under \P ¶ 2, 3, and 12
- -DENY alternative request under ¶ 13 as moot

Movant to include in the proposed order a provision providing that: "In granting stay relief the Court does not rule on the applicability of any pandemic-related moratoriums."

APPEARANCES WAIVED. Movant to lodge order within seven days. If oral or written opposition is presented at the hearing, the hearing may be continued.

Party Information

Debtor(s):

William Edward Walker

Represented By

1/6/2022 10:54:15 AM

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Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022 Hearing Room 301

11:00 AM

CONT... William Edward Walker and Carla Sue Walker Chapter 13

Jenny L Doling

Joint Debtor(s):

Carla Sue Walker Represented By

Jenny L Doling

Movant(s):

MEB Loan Trust IV Represented By

Joseph C Delmotte

Trustee(s):

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:19-14828 Portia Wondaline Barmes

Chapter 13

#2.00 CONT. Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 6635 Cathy Place, Riverside, CA 92504

(Motion filed 1/26/21)

MOVANT: AJAX MORTGAGE LOAN TRUST 2019-E, MORTGAGE BACK SECURITIES, SERIES 2910-E BY U.S. BANK NATIONAL ASSOCIATION, AS INDENTURE TRUSTEE

From: 2/16/21, 4/27/21, 5/25/21, 7/6/21, 8/31/21, 11/2/21

EH

Docket 78

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Portia Wondaline Barmes Represented By

Dana Travis

Movant(s):

Ajax Mortgage Loan Trust 2019-E, Represented By

Reilly D Wilkinson Joshua L Scheer

Trustee(s):

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:20-16950 Luis Castillo, Jr.

Chapter 13

#3.00 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 24824 Danube Court, Hemet, CA 92544 (Motion filed 12/20/21)

MOVANT: U.S. BANK TRUST N.A.

EH

[Tele. appr. Erica Loftis, rep. U.S. Bank Trust]

Docket 51

Tentative Ruling:

Absent a cure of the delinquency by the Debtor, the Court, having reviewed the Motion, finds cause exists where the Debtor has missed four post-confirmation payments.

Accordingly, the Court is inclined to:

- GRANT relief from stay pursuant to 11 U.S.C. § 362(d)(1);
- GRANT request under ¶2;
- GRANT request under ¶3;
- GRANT request for relief from § 1301(a) co-debtor stay under ¶6;
- GRANT waiver of FRBP 4001(a)(3) stay ¶7;
- GRANT request under ¶12.

APPEARANCES WAIVED. Movant to lodge order within seven days. If oral or written opposition is presented at the hearing, the hearing may be continued.

Party Information

Debtor(s):

Luis Castillo Jr.

Represented By Dennis A Rasmussen

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022 Hearing Room 301

11:00 AM

CONT... Luis Castillo, Jr. Chapter 13

Trustee(s):

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:21-10641 Carl A Collins Chapter 13

#4.00

Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 410 El Monte St San Jacinto, CA 92583. (Motion filed 12/17/21)

MOVANT: LOANDEPOT.COM LLC

EH__

Docket 27

Tentative Ruling:

11 U.S.C. § 362(c)(3)(A) provides that

- (3) if a single or joint case is filed by or against a debtor who is an individual in a case under chapter 7, 11, or 13, and if a single or joint case of the debtor was pending within the preceding 1-year period but was dismissed, other than a case refiled under a chapter other than chapter 7 after dismissal under section 707(b)--
 - (A) the stay under subsection (a) with respect to any action taken with respect to a debt or property securing such debt or with respect to any lease shall terminate with respect to the debtor on the 30th day after the filing of the later case;

Here, the Debtor had a previous Chapter 13 case dismissed on December 17, 2020, less than one year before the instant case was filed. The automatic stay, having never been continued, expired on March 9, 2021, 30 days after this bankruptcy case was filed. Therefore, the automatic stay no longer being in effect, the Court is inclined to DENY the motion as MOOT.

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Carl A Collins

Represented By

1/6/2022 10:54:15 AM

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11:00 AM

CONT... Carl A Collins Chapter 13

Natalie A Alvarado

Trustee(s):

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:21-15819 Ernesto Sandoval

Chapter 13

#5.00

Amended Motion (related document(s): 20 Notice of motion and motion for relief from the automatic stay with supporting declarations REAL PROPERTY RE: 724 North Sycamore Ave., Rialto, California 92376. filed by Creditor Sun West Mortgage Company, Inc.) (Motion filed 12/17/21)

MOVANT: SUN WEST MORTGAGE COMPANY INC.

EH__

Docket 21

Tentative Ruling:

The Court having reviewed the Motion and opposition, finds cause exists where (1) Debtor has missed a post-petition payment, (2) three recent prior bankruptcy filings have also affected the property, and (3) there was an unauthorized property and immediate subsequent bankruptcy filing in 2019.

Accordingly, the Court is inclined to:

- GRANT relief from stay pursuant to 11 U.S.C. § 362(d)(1);
- GRANT request under ¶2;
- GRANT request under ¶3;
- GRANT request under ¶6;
- GRANT waiver of FRBP 4001(a)(3) stay ¶7;
- GRANT request under ¶9 for relief under 11 U.S.C. § 362(d)(4);
- GRANT request under ¶12.

APPEARANCES REQUIRED.

Party Information

Debtor(s):

Ernesto Sandoval

Represented By Jaime A Cuevas Jr.

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022 Hearing Room 301

11:00 AM

CONT... Ernesto Sandoval Chapter 13

Trustee(s):

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

11:00 AM

6:21-16179 Luis Ramon Diaz

Chapter 7

#6.00

Notice of motion and motion for relief from the automatic stay with supporting declarations PERSONAL PROPERTY RE: 2014 Infiniti Q50 (Motion filed 12/17/21)

MOVANT: THE GOLDEN CREDIT UNION

EH

Docket 8

Tentative Ruling:

For the reasons set forth and supported in the motion, the Court is inclined to:

- -GRANT relief from stay pursuant to 11 U.S.C. §362(d)(1) and §362(d)(2);
- -GRANT request under ¶ 2;
- -GRANT waiver of FRBP 4001(a)(3) stay ¶6.

APPEARANCES WAIVED. Movant to lodge order within seven days. If oral or written opposition is presented at the hearing, the hearing may be continued.

Party Information

Debtor(s):

Luis Ramon Diaz Represented By

Daniel King

Trustee(s):

Todd A. Frealy (TR) Pro Se

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

2:00 PM

6:18-10628 Markus Anthony Boyd

Chapter 11

#7.00 CONT Order (1) Setting Scheduling Hearing And Case Management Conference And (2) Requiring Status Report

From: 3/20/18, 8/21/18, 10/23/18, 11/27/18, 2/5/19, 5/7/19, 7/30/19, 10/8/19, 10/29/19, 1/14/20, 2/25/20, 8/25/20,1/12/21,7/20/21, 9/14/21, 10/5/21

EH

Docket 16

*** VACATED *** REASON: ORDER CLOSING CASE 12/8/21

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Markus Anthony Boyd

Represented By Nicholas W Gebelt

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

2:00 PM

6:18-16908 Visiting Nurse Association of the Inland Counties

Chapter 11

#8.00 CONT. Order (1) Post Setting Scheduling Hearing And Case Management Conference And (2) Requiring Status Report

From: 8/28/18, 9/25/18, 10/30/18, 11/13/18, 12/18/18, 2/26/19, 3/27/19, 5/1/19, 7/30/19, 9/17/19, 11/19/19, 2/4/20, 4/21/20, 9/8/20, 11/17/20, 3/30/21,6/29/21, 10/5/21

EH___

Docket 4

Tentative Ruling:

TENTATIVE RULING:

10/05/21

The Court will continue the Post-Confirmation Case Management to January 11, 2022 at 02:00 PM at Courtroom 301, 3420 Twelfth St., Riverside, CA 92501. Reorganized Debtor to give notice of continuance. A Case Management Report is due January 5, 2022.

APPEARANCES WAIVED. Movant to lodge order within seven days.

Party Information

Debtor(s):

Visiting Nurse Association of the

Represented By
David M Goodrich

Beth Gaschen

Jennifer Vicente Ryan W Beall

Steven T Gubner

Jason B Komorsky

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

2:00 PM

6:21-10758 DW Trim, Inc.

Chapter 11

#9.00 CONT. Order (1) Setting Scheduling Hearing and Case Management

Conference and (2) Requiring Status Report

Also #10

From: 3/16/21, 3/30/21,5/25/21,6/29/21,8/10/21, 8/31/21, 9/28/21, 12/7/21

EH__

[Tele. appr. Steven Fox, rep. Debtor]

Docket 15

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

DW Trim, Inc.

Represented By Steven R Fox

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

Hearing Room

301

2:00 PM

6:21-10758 DW Trim, Inc.

Chapter 11

#10.00 CONT. Motion to Confirm Debtor-in-Possession's first amended plan of

reorganization

(Motion filed 11/8/21)

Also #9

From: 12/7/21

EH__

[Tele. appr. Steven Fox, rep. Debtor]

Docket 281

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

DW Trim, Inc. Represented By

Steven R Fox

Movant(s):

DW Trim, Inc. Represented By

Steven R Fox Steven R Fox

Judge Mark Houle, Presiding Courtroom 301 Calendar

Tuesday, January 11, 2022

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301

2:00 PM

6:21-14536 Bear Valley Ranch Market & Liquor Inc

Chapter 11

#11.00 Order (1) Setting Scheduling Hearing and Case Management Conference and

(2) Requiring Status Report

From: 9/28/21, 10/5/21

EH__

Docket 19

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Bear Valley Ranch Market & Liquor

Represented By J. Luke Hendrix